

UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF INDIANA  
NEW ALBANY DIVISION

In re:	)	Chapter 11
	)	
EASTERN LIVESTOCK CO., LLC, et al., <sup>1</sup>	)	Case No. 10-93904-BHL-11
	)	
Debtors.	)	JOINTLY ADMINISTERED

---

**MOTION PURSUANT TO FED. R. BANKR. P. 9006(c) FOR ORDER  
SETTING APPLICATION TO EMPLOY PHILLIP L. KUNKEL AS MEDIATOR FOR  
HEARING ON JANUARY 13, 2012 ON SHORTENED AND LIMITED NOTICE**

James A. Knauer, the chapter 11 trustee appointed in this case ("Trustee"), by counsel, hereby moves the Court for the entry of an order ("Order") setting an expedited hearing on the *Application To Employ Phillip L. Kunkel* [Docket No. 940] (the "Employment Application") and shortening and limiting notice thereon. The relief requested in the Employment Application has been discussed during previous hearings in this case and is necessary on an expedited basis to help resolve some claims and disputes in this case and avoid the cost and delay of continued litigation.

In order to maximize the Debtors' estates for the benefit of all creditors, the Trustee, pursuant to Fed. R. Bankr. P. 9006(c) and Local Bankruptcy Rule B-9006-1, requests that the Court set the Employment Application for hearing on January 13, 2012. The Trustee further requests that the Court authorize parties in interest to participate telephonically in the hearing on the Employment Application.

The Trustee will provide notice of the Employment Application, the Order setting a hearing thereon and the telephonic dial-in number on the date that the Court enters such Order

---

<sup>1</sup> The Debtor entities are Eastern Livestock Co., LLC and Okie Farms, L.L.C.

by electronic mail through the Court's CM/ECF system (if applicable) and overnight mail or electronic mail to all parties listed on the attached certificate of service.

WHEREFORE, the Trustee respectfully requests that the Court enter an Order (1) setting the Employment Application for hearing on January 13, 2012, (2) allowing telephonic participation therein, (3) shortening notice thereon and (4) granting the Trustee such other and further relief as is just and proper.

Respectfully submitted,

By: /s/ Dustin R. DeNeal

*Counsel for James A. Knauer, Chapter 11 Trustee*

James M. Carr (#3128-49)  
Kevin Toner (#11343-49)  
Terry E. Hall (#22041-49)  
Harmony Mappes (# 27237-49)  
Dustin R. DeNeal (#27535-49)  
300 N. Meridian Street, Suite 2700  
Indianapolis, IN 46204-1782  
Telephone: (317) 237-0300  
Facsimile: (317) 237-1000  
jim.carr@bakerd.com  
kevin.toner@bakerd.com  
terry.hall@bakerd.com  
harmony.mappes@bakerd.com  
dustin.deneal@bakerd.com

Wendy W. Ponader (#14633-49)  
600 East 96<sup>th</sup> Street, Suite 600  
Indianapolis, IN 46240  
wendy.ponader@bakerd.com

### **CERTIFICATE OF SERVICE**

I hereby certify that on January 3, 2012, a copy of the foregoing pleading was filed electronically. Notice of this filing will be sent to the following parties through the Court's Electronic Case Filing System. Parties may access this filing through the Court's system.

David L. Abt  
davidabt@mwt.net

C. R. Bowles, Jr  
crb@gdm.com

John Hunt Lovell  
john@lovell-law.net

Mark A. Robinson  
mrobinson@vhlaw.com

Jeffrey R. Erler  
jeffe@bellnunnally.com

Edward M King  
tking@fbtlaw.com

Randall D. LaTour  
rldatour@vorys.com

Daniel J. Donnellon  
ddonnellon@ficlaw.com

John W. Ames  
jwa@gdm.com

Jeremy S Rogers  
Jeremy.Rogers@dinslaw.com

Meredith R. Thomas  
mthomas@daleeke.com

Charles R. Wharton  
Charles.R.Warton@usdoj.gov

David L. LeBas  
dlebas@namanhowell.com

Jessica E. Yates  
jyates@swlaw.com

Laura Day Delcotto  
ldelcotto@dlgfirm.com

Ross A. Plourde  
ross.plourde@mcafeetaft.com

Todd J. Johnston  
tjohnston@mcjllp.com

Karen L. Lobring  
lobring@msn.com

Elliott D. Levin  
edl@rubin-levin.net

Sean T. White  
swhite@hooverhull.com

Michael W. McClain  
mike@kentuckytrial.com

James Edwin McGhee  
mcghee@derbycitylaw.com

Jerald I. Ancel  
jancel@taftlaw.com

David Alan Domina  
dad@dominalaw.com

Jill Zengler Julian  
Jill.Julian@usdoj.gov

Michael Wayne Oyler  
moyler@rwsvlaw.com

James E. Rossow  
jim@rubin-levin.net

Steven A. Brehm  
sab@gdm.com

James M. Carr  
james.carr@bakerd.com

John R. Carr, III  
jrciii@acs-law.com

Stephen A. Weigand  
sweigand@ficlaw.com

Robert Hughes Foree  
robertforee@bellsouth.net

Ivana B. Shallcross  
ibs@gdm.com

William Robert Meyer, II  
rmeyer@stites.com

James Bryan Johnston  
bjtexas59@hotmail.com

Judy Hamilton Morse  
judy.morse@crowedunlevy.com

John Huffaker  
john.huffaker@sprouselaw.com

Kelly Greene McConnell  
lisahughes@givenspursley.com

Walter Scott Newbern  
wsnewbern@msn.com

Timothy T. Pridmore  
tpridmore@mcjllp.com

Sandra D. Freeburger  
sfreeburger@dsf-atty.com

John M. Rogers  
johnr@rubin-levin.net

Robert H. Foree  
robertforee@bellsouth.net

William E Smith  
wsmith@k-glaw.com

Thomas C Scherer  
tscherer@binghammchale.com

Jeffrey J. Graham  
jgraham@taftlaw.com

Kent A Britt  
kabritt@vorys.com

Jeffrey L Hunter  
jeff.hunter@usdoj.gov

Jason W. Cottrell  
jwc@stuartlaw.com

James B. Lind  
jblind@vorys.com

Anthony G. Raluy  
traluy@fbhlaw.net

Jack S. Dawson  
jdawson@millerdollarhide.com

Bret S. Clement  
bclement@acs-law.com

John Frederick Massouh  
john.massouh@sprouselaw.com

Kim Martin Lewis  
kim.lewis@dinslaw.com

Deborah Caruso  
dcaruso@daleeke.com

Allen Morris  
amorris@stites.com

James T. Young  
james@rubin-levin.net

John M. Thompson  
john.thompson@crowedunlevy.com

Matthew J. Ochs  
matt.ochs@moyewwhite.com

T. Kent Barber  
kbarber@dlgfirm.com

Kirk Crutcher  
kcrutcher@mcs-law.com

Theodore A Konstantinopoulos  
ndohbky@jbandr.com

Lisa Koch Bryant  
courtmail@fbhlaw.net

John David Hoover  
jdhoover@hooverhull.com

Sarah Stites Fanzini  
sfanzini@hopperblackwell.com

Susan K. Roberts  
skr@stuartlaw.com

David A. Laird  
david.laird@moyewwhite.com

Trevor L. Earl  
tearl@rwsvlaw.com

Joshua N. Stine  
jnstine@vorys.com

Amelia Martin Adams  
aadams@dlgfirm.com

Robert A. Bell  
rabell@vorys.com

Melissa S. Giberson  
msgiberson@vorys.com

Christopher E. Baker  
cbaker@hklawfirm.com

Dustin R. DeNeal  
dustin.deneal@bakerd.com

Shawna M. Eikenberry  
shawna.eikenberry@bakerd.com

James A. Knauer  
jak@kgrlaw.com

Christie A. Moore  
cm@gdm.com

Jeffrey E. Ramsey  
jramsey@hopperblackwell.com

Joseph H. Rogers  
jrogers@millerdollarhide.com

Andrew D. Stosberg  
astosberg@lloydmc.com

Andrea L. Wasson  
andreawassonatty@gmail.com

Terry E. Hall  
terry.hall@bakerd.com

Erick P. Knoblock  
eknoblock@daleeke.com

Shiv Ghuman O'Neill  
shiv.oneill@bakerd.com

Eric C. Redman  
ksmith@redmanludwig.com

James E. Smith  
jsmith@smithakins.com

Kevin M. Toner  
kevin.toner@bakerd.com

Jay Jaffe  
jay.jaffe@bakerd.com

Harmony A. Mappes  
harmony.mappes@bakerd.com

Wendy W. Ponader  
wendy.ponader@bakerd.com

Joe T. Roberts  
jratty@windstream.net

Robert K. Stanley  
robert.stanley@bakerd.com

U.S. Trustee  
ustpreion10.in.ecf@usdoj.gov

I further certify that on January 3, 2012, a copy of the foregoing pleading was served via electronic mail transmission on the following:

Ashley S. Rusher  
asr@blancolaw.com

Darla J. Gabbittas  
darla.gabbittas@moyewhite.com

/s/ Dustin R. DeNeal